

**U.S. District Court [LIVE]  
Western District of Texas (Austin)  
CRIMINAL DOCKET FOR CASE #: 1:24-mj-00191-SH All Defendants  
Internal Use Only**

SA:19-CR-661

Case title: USA v. Garcia-Saucedo

Date Filed: 04/18/2024

Other court case number: 5:19-cr-661(01)FB WDTX, San Antonio Division  
Date Terminated: 04/18/2024

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Assigned to: Judge Susan Hightower

**Defendant (1)**

**Cesar Fernando Garcia-Saucedo**  
*TERMINATED: 04/18/2024*

**Pending Counts**

**Disposition**

None

**Highest Offense Level (Opening)**

None

**Terminated Counts**

**Disposition**

None

**Highest Offense Level (Terminated)**

None

**Complaints**

**Disposition**



Within District Arrest

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**Plaintiff**

**USA**

represented by **Alan M. Buie**  
United States Attorney's Office  
Western District of Texas  
903 San Jacinto Boulevard, Suite 334  
Austin, TX 78701  
(512) 370-1242  
Fax: 512/916-5854  
Email: alan.buie@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Select <a href="#">all</a> / <a href="#">clear</a>	Docket Text
04/18/2024	<a href="#">1</a>	<input checked="" type="checkbox"/>	Arrest - Within District as to Cesar Fernando Garcia-Saucedo for case number 5:19-cr-661(01)FB in our district (San Antonio). (lt) (Entered: 04/18/2024)
04/18/2024	 <a href="#">2</a>	<input checked="" type="checkbox"/>	Minute Entry for proceedings held before Judge Susan Hightower:Initial Appearance as to Cesar Fernando Garcia-Saucedo held on 4/18/2024 (Minute entry documents are not available electronically.) (Court Reporter FTR Gold - ERO.) (lt) (Entered: 04/18/2024)
04/18/2024	 <a href="#">3</a>	<input checked="" type="checkbox"/>	CJA 23 Financial Affidavit by Cesar Fernando Garcia-Saucedo (SEALED pursuant to E-Government Act of 2002). (lt) (Entered: 04/18/2024)
04/18/2024	<a href="#">4</a>	<input checked="" type="checkbox"/>	COMMITMENT TO ANOTHER DIVISION as to Cesar Fernando Garcia-Saucedo. Defendant committed to WDTX, San Antonio Division. Signed by Judge Susan Hightower. (lt) (Entered: 04/18/2024)
04/18/2024			Proceedings Complete in Arresting Division as to Cesar Fernando Garcia-Saucedo (5:19-cr-661(01)FB). Documents to be downloaded by Charging Division. (lt) (Entered: 04/18/2024)

View Selected

or

Download Selected

PROB 12C  
(REV. 12/04)**FILED UNITED STATES DISTRICT COURT FILED**

April 18, 2024

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

for

FEB 06 2020

BY: LRT WESTERN DISTRICT OF TEXAS  
DEPUTYCLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY: [Signature] DEPUTY CLERK**Petition for Warrant or Summons for Offender Under Supervision****Austin Case Number 1:24-mj-00191-SH**

Name of Offender: Cesar Fernando Garcia-Saucedo Case Number: 5:19CR-661(01)FB  
 Name of Sentencing Judicial Officer: Honorable Fred Biery, United States District Judge  
 Date of Original Sentence: October 9, 2019  
 Original Offense: Illegal Re-entry Into the United States, 8 U.S.C. § 1326(a)  
 Original Sentence: Time Served (61 days) followed by one year of supervised release; SA remitted  
 Type of Supervision: Supervised Release Date Supervision Commenced: October 9, 2019  
 Assistant U.S. Attorney: Brian Nowinski Defense Attorney: Adam L. Kobs

**PREVIOUS COURT ACTION**

None.

**PETITIONING THE COURT**

- ☒ To issue a warrant  
☐ To issue a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
-------------------------	--------------------------------

1.

**Mandatory Condition: "The defendant shall not commit another federal, state, or local crime during the term of supervision."**

On December 21, 2019, the defendant was arrested by the San Marcos, Texas Police Department and charged with Assault Causing Bodily Injury. The arrest report reflects the defendant and his brother-in-law, Santiago Jimmy Narro, were both arrested after they were involved in a physical altercation causing minor and visible injuries to each other. The report further indicates officers smelled a strong odor of alcohol emitting from the defendant's person. When Mr. Narro was questioned, he told officers the defendant was extremely intoxicated and a brawl ensued after Mr. Narro attempted to prevent the defendant from departing the area in said state.

The defendant was transported to the Hays County Jail, but was released to immigration authorities the following day. According to the Comal County Clerks Office, this case is pending. Immigration authorities advised the defendant was deported on January 7, 2020.



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2.

**Standard Condition:** "If the defendant is excluded, deported, or removed upon release on probation or supervised release, the term of supervision shall be non-reporting term of probation or supervised release. The defendant shall not illegally re-enter the United States. If the defendant is released from confinement or not deported, or lawfully re-enters the United States during the term of probation or supervised release, the defendant shall immediately report to the nearest U.S. Probation Officer."

**Special Condition:** "The defendant shall not illegally reenter the United States. If the defendant lawfully reenters the United States during the term of probation or supervised release, the defendant shall immediately report in person to the nearest U.S. Probation Office."

On December 21, 2019, the defendant was found in the United States illegally in violation of the standard and special conditions imposed by the Court.

**U.S. Probation Officer Recommendation:** The defendant's guideline imprisonment range in this case was 2 to 8 months. He has various misdemeanor convictions for offenses including assault, criminal trespass, evading arrest, and theft. In the instant offense, he was sentenced to the low end of his guideline range and was deported on October 9, 2019. He was found in the United States and arrested approximately two months after being deported. The defendant continues to illegally return to the United States and commit additional crimes despite being judicially warned not to return and without proper approval. It is respectfully recommended a warrant be issued and that a hearing be held to show cause why the offender's supervised release should not be revoked.

☒ The term of supervision should be

☒ revoked. (Maximum penalty: 1 year imprisonment; 1 year supervised release; and payment of any unsatisfied monetary sanction previously imposed)

☐ extended for    years, for a total term of    years.

☐ The conditions of supervision should be modified as follows:

Approved:



Ryan W. Kirk  
Supervising U.S. Probation Officer  
Telephone: (210) 472-6590, Ext. 5338

Respectfully submitted,



Margarita Garbalena  
Senior U.S. Probation Officer  
Telephone: (210) 472-6590, Ext. 5375  
Date: February 3, 2020

cc: Brian Nowinski  
Assistant U.S. Attorney

Brenda Trejo-Olivarri  
Assistant Deputy Chief U.S. Probation Officer

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THE COURT ORDERS:

☐ No action.

☒ The issuance of a warrant.

☐ The issuance of a summons.

☒ Other

*Please advise if there is  
a new 1326 indictment.*

*Fred Biery*  
\_\_\_\_\_  
Honorable Fred Biery  
United States District Judge

*2/6/20*  
\_\_\_\_\_  
Date

## UNITED STATES DISTRICT COURT

for the

Western District of Texas

United States of America

v.

Cesar Fernando Garcia-Saucedo  
a/k/a Cesar Fernando Garcia  
Cesar Garcia, Cesar F. Garcia,  
Cesar Garcia-Saucedo  
Cesar Fernando Saucedo-Garcia)  
)  
)  
)  
)  
)  
)

Case No. SA-19-CR-661-FB

*Defendant*

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay(name of person to be arrested) Cesar Fernando Garcia-Saucedo, a/k/a (See Above),

who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment      ☐ Superseding Indictment      ☐ Information      ☐ Superseding Information      ☐ Complaint  
☐ Probation Violation Petition      ☒ Supervised Release Violation Petition      ☐ Violation Notice      ☐ Order of the Court

This offense is briefly described as follows:

See attached petition

Date: 02/07/2020City and state: San Antonio, Texas

*Issuing officer's signature*Monica Granados-Ramos, Deputy Clerk*Printed name and title*

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

*Arresting officer's signature**Printed name and title*

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

United States of America

Criminal No.: **AU:24-M -00191(1)**

v.

Date Appeared: April 18, 2024

(1) Cesar Fernando Garcia-Saucedo

Time: 2:22PM - 2:29PM (7  
minutes)

*Defendant*

**INITIAL APPEARANCE ON PETITION OF  
REVOKED SUPERVISED RELEASE**

1. Petition Filed	<u>2/7/2020</u> <i>Date</i>	Warrant Issued:	<u>2/7/2020</u> <i>Date</i>
Appeared on Summons / Arrested	<u>April 18, 2024</u> <i>Date</i>	Agency:	<u>USMS</u> <i>Agency</i>

2. COURT PERSONNEL:

U.S. Magistrate Judge: SUSAN HIGHTOWER  
Courtroom Deputy: Kieshonda Taylor  
Court Reporter: FTR Gold - ERO  
Interpreter: N/A

3. APPEARANCES:

AUSA: N/A  
DEFT: Jesus Salinas

4. PROCEEDINGS:

a.	Age	<u>28</u>	Education	<u>11th grade</u>	Gender	<u>Male</u>
b.	Defendant understands proceedings and is mentally competent.					<u>Y</u>
c.	Defendant is informed of constitutional rights.					<u>Y</u>
d.	Defendant understands charges.					<u>Y</u>
e.	Defendant informed of right to legal counsel.					<u>Y</u>

- 1) Defendant waives counsel.  
       2) Defendant intends to retain counsel.  
       3) Defendant has retained counsel:

Phone No.: \_\_\_\_\_

- X   4) Defendant requests appointment of counsel.

       Defendant HAS NOT completed the CJA23 financial affidavit.

Court will appoint counsel in the interest of justice based on defendant's verbal  
accounting of his current financial status.

  X   Defendant HAS completed the CJA23 financial affidavit and the Court will appoint counsel  
because:

  X   The defendant is indigent at this time.

       Even though the defendant is not indigent, counsel will be appointed in the interests  
of justice.

       The Court finds that the defendant is NOT eligible and denies request.

- f. Preliminary / Final Revocation Hearing set for Thursday, May 2nd in San Antonio before Judge Chestney

5. OTHER: \_\_\_\_\_

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

United States of America

vs.

(1) Cesar Fernando Garcia-Saucedo

§  
§  
§  
§  
§

NO: AU:24-M -00191(1)

Charging District's

Case No. 5:19-cr-661(01)FB

**COMMITMENT TO ANOTHER DIVISION**

The defendant has been ordered to appear in the Western District of Texas, San Antonio.

The defendant may need an interpreter for this language: \_\_\_\_\_.

The defendant: ☐ will retain an attorney.

☒ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

**IT IS ORDERED:** The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

04/18/2024



SUSAN HIGHTOWER  
UNITED STATES MAGISTRATE JUDGE